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9	UNITED STATES	DISTRICT COURT
10	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA	
11	SAN FRANCISCO DIVISION	
12 13		
14	ALIGN TECHNOLOGY, INC.,) CASE NO. 3:18-CV-06663-TSH
15	Plaintiff,	DECLARATION OF JACQUELINE ABREU IN SUPPORT OF PLAINTIFF'S MOTION
16	v.	FOR PRELIMINARY INJUNCTION
17	STRAUSS DIAMOND INSTRUMENTS, INC.,	
18	Defendant.	
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	ABREU DECLARATION IN SUPPORT OF MOTION FOR PRELIMINARY INJUNCTION	CASE No. 3:18-cv-06663-TSI

- I, Jacqueline Abreu, declare as follows:
- 1. I am a Clinical Trainer for Align Technology, Inc. ("Align"). I have personal knowledge of the statements below, and if called upon in Court to testify would testify as follows.
- 2. In my role as Clinical Trainer, I educate and offer continued support to Dental Offices using the iTero intraoral scanner(s) and the use of its patient educational tools.
- 3. On November 28, 2018, during a customer training, I learned that an Align dental customer had been using Strauss Diamond MagicSleeves with Align's iTero Element intraoral scanner system ("iTero").
 - 4. This dentist told me that the MagicSleeves were purchased at a show.
- 5. This dentist told me that they did not know that Align did not approve of the use of Strauss Diamond's MagicSleeves with Align's iTero system, and that it could void the warranty for the iTero system. The dentist said they felt misled and deceived.
- 6. I observed this dentist use a MagicSleeve with Align's iTero system. The resulting images were terrible. The dentist also had difficulty cleaning the glass window and getting a good view through it.
- 7. On December 4, 2018, during a customer training, I learned that another Align dental customer was using Strauss Diamond MagicSleeves with Align's iTero system.
- 8. This dentist told me the MagicSleeves were purchased online from Strauss Diamond for \$100.00.
- 9. It is my understanding that this dentist did not know that the MagicSleeves are not an Align-sponsored product.
- 10. I observed this dentist use a MagicSleeve with Align's iTero system. The dentist had difficulty getting usable images with the MagicSleeve due to fingerprints on the glass window because of its removability. The dentist was frustrated and expressed that he felt duped.

I declare under penalty of perjury under the laws of the United States of America that the foregoing statements are true and correct.

Executed this 18th day of January 2019, in San Jose, California. Jacqueline Abreu ABREU DECLARATION IN SUPPORT OF CASE No. 5:18-cv-06663

MOTION FOR PRELIMINARY INJUNCTION